

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

KEITH COLE, JACKIE BRANNUM, RICHARD §  
KING, MICHAEL DENTON, FRED WALLACE, §  
and MARVIN RAY YATES, individually and on §  
behalf of those similarly situated, §

Plaintiffs,

V.

BRYAN COLLIER, in his official capacity, §  
ROBERTO HERRERA, in his official capacity, and §  
TEXAS DEPARTMENT OF CRIMINAL JUSTICE, §

Defendants.

CIVIL ACTION NO.  
4:14-cv-1698

## PLAINTIFFS' MOTION FOR CONTEMPT, TO SHOW CAUSE & SANCTIONS

# Exhibit 9

## 1st Declaration of R. Anderson



DECLARATION OF KENNETH ABBOTT

1. My name is KENNETH ABBOTT.

2. My date of birth is 8/5/1949.

3. My TDCJ number is 1988904.

4. I have been an inmate in the Texas Department of Criminal Justice (TDCJ) since about 2015.

5. I am assigned to the LeBlanc Unit at 1-A-37 top.

6. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated herein are within my knowledge and are true and correct.

KA o I WAS MOVED TO LEBLANC ON JULY 5, 2019.

KA o FROM JULY 5, 2019 TO PRESENT, I HAVE FELT

HOT AND SWEATY IN MY HOUSING AREA AT

LEBLANC.

KA o BASED ON MY PRIOR EXPERIENCE WORKING IN A LAUNDRY

ROOM WITH A THERMOMETER, THE TEMPERATURE IN

MY HOUSING AREA HAS EXCEEDED 90° F ON MOST

DAYS. SINCE I ARRIVED AT LEBLANC.



KA ° THE PICKET AND HALLWAY OUTSIDE MY HOUSING

AREA FEELS MUCH COOLER THAN MY HOUSING AREA.

KA ° I RECENTLY OBSERVED A PERSON I RECOGNIZED AS

~~THE~~ AN ASSISTANT WARDEN OF THE LEBLANC UNIT

SPEAKING TO ANOTHER INMATE. THE INMATE ASKED

ABOUT THE AIR CONDITIONING. IN RESPONSE, THE

ASSISTANT WARDEN POURED A BOTTLE OF WATER

ONTO HIS OWN ARM, THEN WALKED AWAY

KA ° THERE ARE NOT COLD SHOWERS IN MY HOUSING AREA.

KA ° I AM NOT AWARE OF ANY WAY TO TAKE COLD

SHOWERS AT LEBLANC.

KA ° I HAVE HIGH BLOOD PRESSURE AND I TAKE

MEDICATION FOR IT.



Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct.

Signature: Kenneth Abbott Dated: 7-19-2019

Printed Name: Kenneth Abbott